

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**RINANDO T. TUCKER,**

**Petitioner,**

**V.**

**DONALD A. HULICK, Warden,**

**Respondent.**

**CAUSE NO. 06-CV-998-WDS**

## ORDER

**STIEHL, District Judge:**

Before the Court is petitioner's motion to stay (Doc. 14). Being a person in state custody, petitioner brings this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. Because petitioner has an appeal pending before the Illinois Appellate Court for the Fifth District (Cause No. 5-06-0572), resolution of the petition before this Court is premature. Accordingly, petitioner's motion to stay (Doc. 14) is **GRANTED**. Petitioner is directed to notify this Court that the stay may be lifted within thirty (30) days of the resolution of the state matter.

**IT IS SO ORDERED.**

**DATED: May 16, 2007.**

**s/ WILLIAM D. STIEHL**  
**DISTRICT JUDGE**